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**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE,  
NASHVILLE DIVISION**

**NICHOLAS ENNIS,  
FIREARMS POLICY COALITION, INC.,  
and FIREARMS POLICY FOUNDATION,;**

Plaintiffs

v.

**COUNTY OF SUMNER, TENNESSEE;  
ANTHONY HOLT in his official capacity:  
as County Executive and County Mayor  
of Sumner County, TN; ROY “SONNY”  
WEATHERFORD in his official capacity  
as Sumner County Sheriff; CHRIS  
SANFORD in his individual and official  
capacities; KYLE MAHANEY in his  
individual and official capacities;  
JUSTIN DOWNS in his individual and  
official capacities; and CARL EDISON  
in his individual and official capacities,;**

Defendants

Civil Action No. –  
3:20-cv-00805

**Chief Judge Crenshaw  
Mag. Judge Holmes**

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**Supplemental Joint Case Resolution Status Report**

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Counsel for the parties filed a First Joint Status Report on February 24, 2021, explaining they had engaged in settlement discussions and exchanged settlement proposals, in that Plaintiffs had made a settlement proposal which Defendants rejected and Defendants had submitted a counter-proposal which remained pending. The report also stated that the parties were in the process of exchanging an initial

round of written discovery requests and would continue working through that process in gathering additional facts as they may pertain to further settlement discussions.

This Court issued an order on March 1, 2021, noting the case resolution plan requires the parties to have “conducted enough discovery or otherwise exchanged enough information ... to substantively evaluate and discuss settlement.” Dkt. No. 27. The Court directed the parties to file this supplemental joint case resolution report by March 22, 2021, confirming that “(i) Plaintiff responded to Defendants’ February 19 counter-offer and (ii) counsel for the parties thereafter discussed specific settlement terms in an attempt at resolution of this case,” and “stat[ing] whether the parties reached a settlement and, if not, what specific steps they intend to take to facilitate the likelihood of successful settlement efforts in the future.” *Id.*

In response to the Court’s direction, counsel for all parties initially state that they believe they have “conducted enough discovery or otherwise exchanged enough information ... to substantively evaluate and discuss settlement,” because they have had several substantive discussions to date about the parties’ respective positions regarding the major facts, claims, and defenses involved in the case. This communication includes multiple substantive discussions well before the First Joint Status Report was filed, such that all counsel and all parties have been fully informed of and able to thoughtfully discuss all the major issues in dispute even before the parties commenced their initial exchange of written discovery requests. Since then, substantial additional information has been developed and is continuing to be

developed in that discovery process, such that the parties are even better equipped to evaluate and discuss the case for all purposes, including any possible settlement.

In response to the Court's specific inquiries, the parties confirm that Plaintiffs have responded to Defendants' counter-proposal for settlement on March 10, 2021, at which time Plaintiffs rejected that proposal. The parties also confirm that, at the same time, counsel for the parties engaged in another lengthy discussion about all the major legal and factual issues in dispute, their respective positions regarding each issue, and the possibility of reaching settlement under various alternative terms. The parties did not reach a resolution during this discussion. Regarding "what specific steps they intend to take to facilitate the likelihood of successful settlement efforts in the future," counsel for all parties have agreed to continue discussing with their respective clients the major issues in dispute, to keep an open line of communication about all such matters as the case moves forward, and to endeavor to resolve any disputes that can be resolved for purposes of facilitating a full or partial settlement based on further discussions with their respective clients and further analysis of the major issues in dispute. To this end, counsel for the parties intend to conduct another conference regarding the settlement prospects on or before April 30, 2021.

Counsel for the parties will keep the Court apprised of any developments in their discussions that may lead to a settlement on any of the claims involved.

Dated this 19th day of March, 2021

Respectfully Submitted,

*Attorneys for Plaintiffs*

/s/ Raymond M. DiGuiseppe

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### **CERTIFICATE OF SERVICE**

I hereby certify that on the 19th day of March, 2021, a copy of the foregoing was filed electronically. Notice of this filing will be sent by operation of the Court's electronic filing system to all parties indicated on the electronic filing receipt. Any other parties not included among those subscribed to the electronic filing system will be served by regular mail. Parties may access this filing through the electronic filing system.

/s/ Raymond M. DiGiuseppe